

E-Filed

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**FILED**

JUL 12 2005

**RICHARD W. WIEKING**  
 CLERK, U.S. DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

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UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

In re GILEAD SCIENCES SECURITIES  
 LITIGATION

MASTER FILE NO.: C-03-4999-MJJ

CLASS ACTION

This Document Relates To:

ALL ACTIONS

**STIPULATION AND [PROPOSED] ORDER  
 PERMITTING BRIEFS TO BE FILED IN  
 EXCESS OF PAGE LIMITATIONS**

[N.D. CAL. LOCAL RULES 7-4, 7-10(b)]

STIPULATION AND [PROPOSED] ORDER PERMITTING BRIEFS TO BE FILED IN  
 EXCESS OF PAGE LIMITATIONS

Master File No.: C-03-4999-MJJ

1       Lead plaintiffs Trent St. Clare and Terry Johnson ("plaintiffs") and defendants Gilead  
2 Sciences, Inc., John F. Milligan, Mark L. Perry, Norbert W. Bischofberger, Anthony Carraciolo,  
3 and William A. Lee ("defendants") hereby stipulate, and the Court orders, as follows:

4       **WHEREAS**, on May 10, 2005, defendants filed their opening brief in support of Motion to  
5 Dismiss Plaintiffs' Third Consolidated Amended Class Action Complaint;

6       **WHEREAS**, defendants' Motion to Dismiss is set for hearing September 27, 2005;

7       **WHEREAS**, plaintiffs' opposition to defendants' Motion to Dismiss is due on July 11,  
8 2005, and defendants' reply is due within 30 days of the filing of plaintiffs' opposition brief;

9       **WHEREAS**, due to the number and complexity of the issues raised by the Motion to  
10 Dismiss, defendants' counsel agreed to plaintiffs' counsel's request to file an opposition brief in  
11 excess of the applicable page limitations set forth in Local Rule 7-4(b) by 5 pages provided they  
12 also receive an additional 5 pages for their reply ;

13       **WHEREAS**, counsel for plaintiffs and defendants have agreed, subject to Court approval,  
14 that the length of the opposition and reply briefs may exceed the applicable page limitations set  
15 forth in Local Rule 7-4(b) by 5 pages respectively; and

16       **WHEREAS**, counsel for plaintiffs and defendants have agreed that, subject to court  
17 approval, plaintiffs' opposition brief may not exceed 30 pages of text and the reply brief may not  
18 exceed 20 pages of text.

19       **IT IS HEREBY STIPULATED AND AGREED** by and between plaintiffs and  
20 defendants, through their respective counsel, that plaintiffs' opposition to defendants' Motion To  
21

Dismiss may not exceed 30 pages of text and defendants' reply brief on same may not exceed 20 pages of text.

DATED: July 5, 2005

KAPLAN FOX & KILSHEIMER LLP

By: 

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Co-Lead Counsel for Plaintiffs

DATED: July 5, 2005

COOLEY GODWARD LLP

By: 

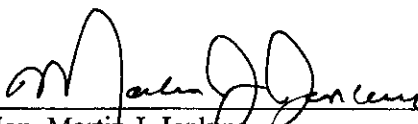
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Attorneys for Defendants Gilead Sciences, Inc., John  
C. Martin, John F. Milligan, Mark L. Perry, Norbert W.  
Bischofberger, Anthony Carraciolo, and William A.  
Lee

**PROPOSED ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED that, good cause appearing, plaintiffs' opposition to defendants' Motion To Dismiss may not exceed 30 pages of text and defendants' reply brief on same may not exceed 20 pages of text.

DATED: 7/11, 2005

  
Hon. Martin J. Jenkins  
United States District Judge